

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

FOREST LABORATORIES, INC.,)
FOREST LABORATORIES HOLDINGS, LTD.,)
MERZ PHARMA GMBH & CO. KGAA, and)
MERZ PHARMACEUTICALS GMBH,)

Plaintiffs,)

v.)

C.A. No. 08-021-GMS-LPS
(Consolidated)

COBALT LABORATORIES INC., LUPIN)
PHARMACEUTICALS, INC., LUPIN LTD.,)
ORCHID PHARMACEUTICALS INC.,)
ORCHID CHEMICALS & PHARMACEUTICALS)
LTD. (d/b/a ORCHID HEALTHCARE), TEVA)
PHARMACEUTICALS USA, INC., UPSHER-)
SMITH LABORATORIES, INC., WOCKHARDT)
USA INC., and WOCKHARDT LIMITED,)

Defendants.)

NOTICE OF SERVICE

PLEASE TAKE NOTICE that on July 22, 2008, copies of Defendant Upsher-Smith Laboratories, Inc.'s Initial Disclosures Under Rule 26(a)(1), Fed.R.Civ.P. were served on counsel as follows:

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Dated: July 23, 2008

CERTIFICATE OF SERVICE

I hereby certify that on July 23, 2008, I caused to be served by hand delivery the foregoing document and electronically filed the same with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following:

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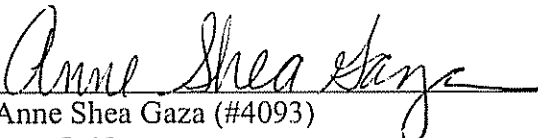
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